

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RODNEY RANDOLPH,  
NICOLE PETERSON,  
JOSIAH NEGLEY,

Defendants.

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8:19CR237

ORDER

This matter is before the court on the defendant, Josiah Negley's unopposed Motion to Continue Trial [144]. A hearing by telephone conference before the undersigned magistrate judge was held with counsel for the defendant and the government. Counsel represented to the court that the government and the co-defendants do not object to the requested continuance. The defendant requires additional time to negotiate a resolution short of trial. For good cause shown,

**IT IS ORDERED** that the Motion to Continue Trial [144] is granted, as follows:

1. The jury trial, **for all defendants**, now set for October 5, 2021, is continued to **November 8, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and November 8, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. **No further continuances will be granted without a hearing before the undersigned magistrate judge.**

**DATED: September 14, 2021.**

**BY THE COURT:**

s/ Michael D. Nelson  
United States Magistrate Judge